

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-00623-RC**

PUBLIC EMPLOYEES FOR ENVIRONMENTAL
RESPONSIBILITY v. NATIONAL OCEANIC &
ATMOSPHERIC ADMINISTRATION
Assigned to: Judge Rudolph Contreras
Cause: 05:552 Freedom of Information Act

Date Filed: 03/06/2019
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**PUBLIC EMPLOYEES FOR
ENVIRONMENTAL
RESPONSIBILITY**

represented by **Paula Naomi Dinerstein**
PUBLIC EMPLOYEES FOR
ENVIRONMENTAL RESPONSIBILITY
962 Wayne Avenue
Suite 610
Silver Spring, MD 20910
(202) 265-7337
Fax: (202) 265-4192
Email: pdinerstein@peer.org
ATTORNEY TO BE NOTICED

V.

Defendant

**NATIONAL OCEANIC &
ATMOSPHERIC ADMINISTRATION**

represented by **April Denise Seabrook**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2525
Fax: (202) 252-2599
Email: april.seabrook@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/06/2019	<u>1</u>	COMPLAINT against NATIONAL OCEANIC & ATMOSPHERIC ADMINISTRATION (Filing fee \$ 400 receipt number 0090-5984762) filed by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY. (Attachments: # <u>1</u> Civil Cover Sheet cover sheet, # <u>2</u> Declaration corporate disclosure, # <u>3</u> Summons Agency Summons, # <u>4</u> Summons DOJ Summons, # <u>5</u> Summons USAO Summons)(Dinerstein, Paula) (Attachment 1 replaced on 3/6/2019) (zef,). (Entered: 03/06/2019)
03/06/2019	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests. (zef,) (Entered: 03/06/2019)
03/06/2019		Case Assigned to Judge Rudolph Contreras. (zef,) (Entered: 03/06/2019)
03/06/2019	<u>3</u>	SUMMONS (3) Issued Electronically as to NATIONAL OCEANIC & ATMOSPHERIC ADMINISTRATION, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef,) (Entered: 03/06/2019)
03/06/2019	<u>4</u>	ERRATA to first filing re LCvR 5.1(c)(1) by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY <u>1</u> Complaint, filed by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY. (Dinerstein, Paula) (Entered: 03/06/2019)

03/22/2019	<u>5</u>	NOTICE of Appearance by April Denise Seabrook on behalf of All Defendants (Seabrook, April) (Entered: 03/22/2019)
04/15/2019	<u>6</u>	ANSWER to Complaint by NATIONAL OCEANIC & ATMOSPHERIC ADMINISTRATION.(Seabrook, April) (Entered: 04/15/2019)
04/15/2019		MINUTE ORDER: It is hereby ORDERED that the parties shall meet, confer, and jointly submit a proposed briefing schedule on or before April 29, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 4/15/19. (lcrc1) (Entered: 04/15/2019)
04/18/2019		Set/Reset Deadlines: Proposed Briefing Schedule due by 4/29/2019 (tj) (Entered: 04/18/2019)
04/29/2019	<u>7</u>	PROPOSED BRIEFING SCHEDULE (<i>Joint</i>) by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY. (Dinerstein, Paula) (Entered: 04/29/2019)
04/30/2019		MINUTE ORDER: Upon consideration of the parties' <u>7</u> proposed joint briefing schedule, it is hereby ORDERED that the following schedule shall govern further summary judgment briefing in this case: Defendant shall file its dispositive motion on or before May 30, 2019; Plaintiff shall file its opposition and cross-motion for summary judgment on or before July 1, 2019; Defendant shall file its reply and opposition to the cross-motion on or before August 1, 2019; and Plaintiff shall file its reply in further support of the cross-motion on or before August 12, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 4/30/19. (lcrc1) (Entered: 04/30/2019)
04/30/2019		Set/Reset Deadlines: Dispositive Motions due by 5/30/2019. Response to Dispositive Motions due by 7/1/2019. Reply to Dispositive Motions due by 8/1/2019. Cross Motions due by 7/1/2019. Response to Cross Motions due by 8/1/2019. Reply to Cross Motions due by 8/12/2019. (tj) (Entered: 04/30/2019)
05/30/2019	<u>8</u>	Consent MOTION to Amend/Correct Order,, <i>Briefing Schedule</i> by NATIONAL OCEANIC & ATMOSPHERIC ADMINISTRATION (Seabrook, April) (Entered: 05/30/2019)
05/31/2019		MINUTE ORDER granting <u>8</u> motion to amend briefing schedule. It is hereby ORDERED that the following schedule shall govern further summary judgment briefing in this case: Defendant shall file its dispositive motion on or before June 13, 2019; Plaintiff shall file its opposition and cross-motion for summary judgment on or before July 10, 2019; Defendant shall file its reply and opposition to the cross-motion on or before August 10, 2019; and Plaintiff shall file its reply in further support of the cross-motion on or before August 26, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 5/31/19. (lcrc1) (Entered: 05/31/2019)
05/31/2019		Set/Reset Deadlines: Dispositive Motions due by 6/13/2019. Plaintiff shall file its opposition and cross-motion for summary judgment on or before July 10, 2019; Defendant shall file its reply and opposition to the cross-motion on or before August 10, 2019; and Plaintiff shall file its reply in further support of the cross-motion on or before August 26, 2019 (hs) (Entered: 05/31/2019)
06/13/2019	<u>9</u>	Consent MOTION for Extension of Time to File by NATIONAL OCEANIC & ATMOSPHERIC ADMINISTRATION (Seabrook, April) (Entered: 06/13/2019)
06/14/2019		MINUTE ORDER granting <u>9</u> motion for extension of time. It is hereby ORDERED that the following schedule shall govern further summary judgment briefing in this case: Defendant shall file its dispositive motion on or before June 21, 2019; Plaintiff shall file its opposition and cross-motion for summary judgment on or before July 17, 2019; Defendant shall file its reply and opposition to the cross-motion on or before August 19, 2019; and Plaintiff shall file its reply in further support of the cross-motion on or before September 5, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 6/14/19. (lcrc1) (Entered: 06/14/2019)
06/14/2019		Set/Reset Deadlines: Cross Motions due by 7/17/2019. Response to Cross Motions due by 8/19/2019. Reply to Cross Motions due by 9/5/2019. Summary Judgment motions due by 6/21/2019. Response to Motion for Summary Judgment due by 7/17/2019. Reply to Motion for Summary Judgment due by 8/19/2019. (tj) (Entered: 06/14/2019)

06/20/2019	<u>10</u>	Consent MOTION to Amend/Correct Set/Reset Deadlines, by NATIONAL OCEANIC & ATMOSPHERIC ADMINISTRATION (Seabrook, April) (Entered: 06/20/2019)
06/21/2019		MINUTE ORDER granting <u>10</u> motion to amend briefing schedule. It is hereby ORDERED that the following schedule shall govern further summary judgment briefing in this case: Defendant shall file its dispositive motion on or before July 10, 2019; Plaintiff shall file its opposition and cross-motion for summary judgment on or before August 17, 2019; Defendant shall file its reply and opposition to the cross-motion on or before September 19, 2019; and Plaintiff shall file its reply in further support of the cross-motion on or before October 5, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 6/21/19. (lcrc1) (Entered: 06/21/2019)
06/28/2019		Set/Reset Deadlines: Cross Motions due by 8/17/2019. Response to Cross Motions due by 9/19/2019. Reply to Cross Motions due by 10/5/2019. Motions due by 7/10/2019. Responses due by 8/17/2019 Replies due by 9/19/2019. (tj) (Entered: 06/28/2019)